

## HEARING SCHEDULE

### Hearings set for Wednesday, March 31, 2010

Type of Hearing	Name of Entity	Time	Class
1) Sale to Minor (Formal Hearing)	K-M-N Express Inc "K-N-J Express" 3009 Parker Street Omaha NE 68111	10:00	D-87904

**PLEAD GUILTY - FOURTEEN (14) DAYS SUSPENSION + TRAINING FOR STAFF WITHIN 60 DAYS FROM DATE OF ORDER**

2) Serve/Sale to Intoxicated (Formal Hearing)	Mulligans Inc "Mulligans" 5500 Old Cheney Road Lincoln NE 68516	10:00	I-26547
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**PLEAD GUILTY - FIVE (5) DAYS SUSPENSION**

3) Serve/Sale to Intoxicated (Formal Hearing)	Dawghouse Bar Inc "Dawghouse Bar" 2050 Cornhusker Hwy Lincoln NE 68521	10:00	C-83547
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**DISMISSED**

4) Show Cause	Tack Room Inc "Tack Room" 1445 Cornhusker Hwy Lincoln NE 68521	10:00	C-42280
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(why the license should not be suspended, cancelled or revoked due to character and reputation and falsification of the renewal for license. Background investigation revealed the following criminal history for President/CEO, Gary Burrow: 2000 – DUI; Arrest in 2000 – Driving on Shoulder (dismissed with plea agreement of DUI); Arrest in 2000 – Drive Left of Center (dismissed with plea agreement of DUI); 1/19/08 – Sell or Give Alcohol to Minor (Pre-Trial Diversion by City; NLCC suspended license, Order dated 10/3/08); 8/08 – DUI, 2<sup>nd</sup> Offense, \$500 fine, \$490 additional costs and placed on House Arrest for 10 days starting 2/3/09; Arrest in 8/08 – Negligent Driving (dismissed with plea agreement of DUI); Arrest in 8/08 – Violate Stop Sign (dismissed with plea agreement of DUI); 12/08 – Lancaster County Civil Court case (DMV) – Disposed as Uncontested Default.)

**CONDITION TO BE PLACED ON LICENSE OF NO ALCOHOL RELATED VIOLATIONS BOTH PERSONAL OR BUSINESS FOR 1 YEAR FROM DATE OF ORDER**

5) Serve/Sale to Intoxicated (Formal Hearing)	Big Sal's Inc "Big Sal's" 838 N 27 <sup>th</sup> Street Lincoln NE 68503	10:00	C-71155
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**CONTINUED**

6) 1. Illegal Act, i.e., J & D Inc 10:00 C-09105  
Violation of Local "Night Before Lounge"  
Ordinance relating to 1035 M Street  
Entertainment Lincoln NE 68508  
2. Disturbance, i.e.,  
Improper Contact  
(Formal Hearing)

**CHARGE #1 DISMISSED BY STATE. PLEAD GUILTY TO CHARGE #2 - SUSPEND FIVE (5) DAYS**

7) Show Cause ALM LLC 11:15 C-85749  
"Senor Lucky's"  
115 West 3<sup>rd</sup>  
Grand Island NE 68801

(why the license should not be suspended, cancelled or revoked for failure to operate the license for a total of thirty continuous days or sixty total days in violation of 237-LCC6-020.03 of the Rules and Regulations of the Nebraska Liquor Control Commission.)

**CANCEL LICENSE**

8) Illegal Act, i.e., DRK Inc 11:15 CK-54363  
Possess Gambling "Legends Grub & Sports Pub"  
Device 100 E Main Street  
(Formal Hearing) North Loup NE 68859  
**PLEAD GUILTY - SUSPEND TEN (10) DAYS**

9) Allow Another to Pablo Z. Lucero 11:15 C-79510  
Operate "Copas D'Oro"  
(Formal Hearing) 413 W 4<sup>th</sup> Street  
Grand Island NE 68801  
**PLEAD GUILTY - CANCEL LICENSE**

10) Serve/Sale to Pablo Z. Lucero 11:15 C-79510  
Intoxicated/Allow "Copas D'Oro"  
Intoxicated to 413 W 4<sup>th</sup> Street  
Consume/Possess Grand Island NE 68801  
(Formal Hearing)  
**DISMISSED BY STATE WITHOUT PREJUDICE**

11) Sale to Minor Donald Tvrdy & David Tvrdy 1:15 D-14279  
**PLEAD GUILTY** "Tvrdy's One Stop"  
(Informal Meeting) 100 Cedar Street  
Valparaiso NE 68065

**TWO (2) DAYS MANDATORY CLOSURE + TWENTY (20) DAYS SUSPENSION**

12) Sale to Minor (Formal Hearing)	Robert & Carolyn Weiss "Amoco Short Stop" 2250 N Clamar Fremont NE 68025	1:15	B-26789
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**FOURTEEN (14) DAYS SUSPENSION + TRAINING FOR STAFF WITHIN SIXTY (60) DAYS FROM DATE OF ORDER**

13) Sale to Minor (Formal Hearing)	Bradley & Jeanne Andelt "Harry's Tavern" 308 W 2 <sup>nd</sup> Street Valparaiso NE 68065	1:15	C-17811
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**PLEAD GUILTY - SUSPEND FIVE (5) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER**

14) Sale to Minor (Formal Hearing)	AS Inc "KC's East Side Saloon" 649 Hwy 6 Ashland NE 68003	1:15	C-86798
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**PLEAD GUILTY - SUSPEND TEN (10) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER**

15) Show Cause	McDowell Investments "Ravenna Super Foods" 301 Grand Avenue Ravenna NE 68869	1:15	DK-54791
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(whether or not any future Special Designated Licenses will be issued to licensee, i.e., concerns of licensee's ability to manage and control premises to conform to the Nebraska Liquor Control Act and the Rules and Regulations of the Nebraska Liquor Control Commission.)

**DISMISSED**

16) Allow Open Containers To Leave Premise (SDL-87575) (Formal Hearing)	McDowell Investments "Ravenna Super Foods" 301 Grand Avenue Ravenna NE 68869	1:15	DK-54791
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**PLEAD GUILTY - SUSPEND FIVE (5) DAYS**

17) Allow Intoxicated to Consume/Possess (SDL-87575) (Formal Hearing)	McDowell Investments "Ravenna Super Foods" 301 Grand Avenue Ravenna NE 68869	1:15	DK-54791
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**PLEAD GUILTY - SUSPEND TEN (10) DAYS**

18) Illegal Act, i.e., Terroristic Threats/ Assault (Formal Hearing)	Fredrick H. Stuertz "Midway Bar" 728 Lincoln Avenue York NE 68467	1:15	C-07400
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**CONTINUED**



25) Show Cause

Burlington Bar LLC  
"Burlington Bar"  
1001 Avenue I  
Scottsbluff NE 69361

2:30

C-79425

(why the license should not be suspended, cancelled or revoked due to the sales tax permit of the aforementioned business having been revoked by the Nebraska Department of Revenue effective March 1, 2010.)

**CANCEL LICENSE**

## HEARING SCHEDULE

**Hearings set for Thursday, April 1, 2010**

Type of Hearing	Name of Entity	Time	Class
26) Show Cause	O J's Café "O J's Café" 9201 N 30 <sup>th</sup> Street Omaha NE 68112	9:00	I-10411
(why the license should not be suspended, cancelled or revoked for failure to file a new manager's application within sixty (60) days as required by 237-LCC2-009 of the Rules and Regulations of the Nebraska Liquor Control Commission.) <b>DISMISSED</b>			
27) Show Cause	7 <sup>th</sup> Heaven Inc "Midtown Gas & Grocery" 1222 S 24 <sup>th</sup> Street Omaha NE 68105	9:00	B-85242
(whether or not the manager's application of Farhan A. Siddiqui should be approved due to character and reputation, i.e., applicant listed 12/07 – DUI.) <b>APPROVED</b>			
28) Show Cause	7 <sup>th</sup> Heaven Inc "Midtown Gas & Grocery" 2302 S 13 <sup>th</sup> Street Omaha NE 68108	9:00	B-85243
(whether or not the manager's application of Farhan A. Siddiqui should be approved due to character and reputation, i.e., applicant listed 12/07 – DUI.) <b>APPROVED</b>			
29) Show Cause	7 <sup>th</sup> Heaven Inc "Midtown Gas & Grocery" 1349 Park Avenue Omaha NE 68105	9:00	B-86193
(whether or not the manager's application of Farhan A. Siddiqui should be approved due to character and reputation, i.e., applicant listed 12/07 – DUI.) <b>APPROVED</b>			
30) Sale to Minor (Formal Hearing)	Harikrishana Inc "Holiday Inn – Omaha" 11515 Miracle Hills Drive Omaha NE 68154	9:00	C-74183

**PLEAD - SUSPEND FOURTEEN (14) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER**

**PLEAD - SUSPEND TEN (10) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER**

**FOUND GUILTY - SUSPEND SEVEN (7) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER**

**PLEAD GUILTY - TWO (2) DAYS MANDATORY CLOSURE + TWENTY (20) DAYS SUSPENSION + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER**

**FOUND GUILTY - SUSPEND FIVE (5) DAYS**

**FOUND GUILTY - SUSPEND FOURTEEN (14) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER**

**PLEAD GUILTY - SUSPEND FOURTEEN (14) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER**

## FOUND NOT GUILTY





44) Sale to Minor (Formal Hearing)	Wal-Mart Stores Inc "Wal-Mart Supercenter 645" 2400 Pasewalk Avenue Norfolk NE 68701	11:30	D-30446
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**PLEAD GUILTY - SUSPEND TEN (10) DAYS + TRAINING WITHIN SIXTY (60) DAYS FROM DATE OF ORDER**

45) Show Cause	Kmart Corporation "Big Kmart 4130" 5000 L Street Omaha NE 68117	1:15	B-45910
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(why the license should not be suspended, cancelled or revoked for failure to file a new manager's application within sixty (60) days as required by 237-LCC2-009 of the Rules and Regulations of the Nebraska Liquor Control Commission.)

**DISMISSED**

46) Show Cause	Dance I Inc "DC Centre" 11830 Stonegate Circle Omaha NE 68164	1:15	I-62711
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(why the manager's application of Justin D. Smith should not be denied due to character and reputation and falsification of the application, i.e., applicant listed DUS charges on the application. Fingerprint report shows the following: 9/01 – DUS; 11/02 – False Reporting & DUS; 7/9/02 – DUS; 7/31/02 – DUS; 6/04 – Driving During Revocation; 6/07 – DUS; 8/07 – DUS.)

**DISMISSED**

47) Show Cause	JT Dock Inc "Jakes Bar" 1422 S 1 <sup>st</sup> Street Norfolk NE 68701	1:15	C-86147
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(whether or not the application should be approved and a license issued due to character and reputation and falsification of the application, i.e., President Douglas Speidel failed to disclose 7/01 – Reckless Driving (amended from DWI). Applicant Rodney Zwuygart listed 8/97 – Motor Vehicle Homicide (charge set aside). Additionally, licensee failed to comply with a specific Order dated February 27, 2009, in violation of 237-LCC1-005.001 of the Rules and Regulations of the Nebraska Liquor Control Commission.)

**APPROVED**

48) Show Cause	Spotlight Inc "120 Blondes Lounge" 2101 N 120 <sup>th</sup> Street Omaha NE 68164	1:15	C-76844
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(why the license should not be cancelled or revoked regarding the ineligibility to maintain a liquor license due to licensee, Peyton Pratt III, being convicted on December 7, 2009 of three misdemeanor sex crimes (Class I Misd.), which reflects upon his character and reputation in violation of Neb. Rev. Stat. §53-125(5).)

**CONTINUED**

49) Show Cause	Hall County Livestock "Fonner Park" 700 E Stolley Park Road Grand Island NE 68801	1:15	CK-78819
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(regarding licensed area, i.e., State Patrol has concerns that the licensed area is too large and should be reduced to a manageable size.)

**DISMISSED**

50) Show Cause	Herrick Restaurant Group LLC "Black Powder Bar & Grill" 1007 W US Hwy 136 Franklin NE 68939	2:30	CK-87939
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(whether or not the application should be approved and a license issued due to character and reputation, i.e., applicant lists 11/97 – Terroristic Threat.)

**CONTINUED**

51) Show Cause	Exclusive Estates Wine Group LLC "Black Stallion Winery" 4089 Silverado Trail Napa CA 94558	2:30	S1-78275
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(why the license should not be suspended, cancelled or revoked for failure to submit an Annual S1 Tax Return in violation of Nebraska Statutes 53-123.15, 53-162, 53-164.01 and 53-192.)

**DISMISSED**

52) Show Cause	The Amazing Food Wine Company LLC "The Amazing Food Wine Company LLC" 795 Folsom Street, Suite 1127, Floor 1 San Francisco CA 94107	2:30	S1-84519
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(why the license should not be suspended, cancelled or revoked for failure to submit an Annual S1 Tax Return in violation of Nebraska Statutes 53-123.15, 53-162, 53-164.01 and 53-192.)

**DISMISSED**

53) Show Cause	Signature Wine Cellars Inc "Signature Wine Cellars Inc" 5325 Corrick Road Santa Rosa CA 95409	2:30	S1-81830
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(why the license should not be suspended, cancelled or revoked for failure to submit an Annual S1 Tax Return in violation of Nebraska Statutes 53-123.15, 53-162, 53-164.01 and 53-192.)

**CANCEL LICENSE**

54) Show Cause	Frank Family Vineyards LLC "Frank Family Vineyards" 1091 Larkmead Lane Calistoga CA 94515	2:30	S1-82828
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(why the license should not be suspended, cancelled or revoked for failure to submit an Annual S1 Tax Return in violation of Neb. Rev. Stat. §53-194.03.)

**FOUND GUILTY - WARNING LETTER TO BE SENT**